



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

DEC 30 2014

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Article number: 7005 3110 0000 5966 6562

Ilona Linins, Director
Environmental Health & Safety
Lehman College
Music Building B37
250 Bedford Park Blvd. West
Bronx, NY 10462

Re: Notice of Violation
Lehman College
EPA ID # NY0000113134

Dear Ms. Linins:

This Notice of Violation is issued pursuant to Section 3008 of the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984, 42 U.S.C. §§ 6901, 6928.

Pursuant to RCRA, as amended by HSWA, the U. S. Environmental Protection Agency (EPA) promulgated rules, regulations, and standards governing the handling and management of hazardous waste as set forth in 40 C.F.R. Parts 260-272.

For the purposes of this Notice of Violation, the hazardous waste regulations governing the generation of hazardous waste were promulgated in 1980 and amended by HSWA in 1984.

The State of New York is authorized by EPA to conduct a hazardous waste program under Section 3006 of RCRA, 42 U.S.C. § 6926 and is authorized to enforce RCRA. EPA has retained its authority to enforce the hazardous waste rules and regulations in the State of New York.

From a review of hazardous waste manifests, we have determined that your facility is a Small Quantity Generator (SQG) of hazardous waste. On or about October 27, 2014, a duly authorized inspector conducted a Compliance Evaluation Inspection (CEI) of Lehman College located at 250 Bedford Park Blvd. West, Bronx, NY 10462. As a result of the CEI, the following violations of the RCRA regulations were determined:

1. Pursuant to 6 NYCRR § 372-2(a) (2), a person who generates a solid waste must determine whether that solid waste is a hazardous waste using the procedures specified in that provision.

At the time of the inspection, Lehman College had not determine whether or not the following solid waste were hazardous waste: Two 250 ml. of unknown chemicals; one 25 gram bottle of unknown chemicals and one 10 gram bottle of unknown chemicals. These were all found in Professor O'Connor's Laboratory in Room 326 F.

2. Pursuant to 6 NYCRR § 373-3.9(d)(1), a container holding hazardous waste must always be closed during storage except when necessary to add or remove waste.

At the time of the inspection, Lehman College was holding hazardous waste in five 5 gallon containers in Room 4411-44401 and the containers were not closed.

3. Pursuant to 6 NYCRR § 373-3.3(g)(1)(i), a facility owner/operator must attempt to make arrangements as appropriate with local authorities (e.g., police and fire department) for the type of waste handled at the facility and the potential need for the services of these organizations.

At the time of the inspection, Lehman College had not attempted to make arrangements with the local police and fire departments.

4. Pursuant to 6 NYCRR § 373-3.3(g)(1)(iv), a facility owner/operator must attempt to make arrangements to familiarize local hospitals with the properties of hazardous waste handled at the facility and the types of injuries or illnesses which could result from fires, explosions or releases at the facility.

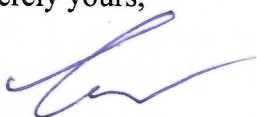
At the time of the inspection, Lehman College had not attempted to make arrangements with a local hospital.

Please submit, within thirty (30) days of the receipt of this correspondence, a response which includes [1] a description of the actions you have taken to correct the violations described above, [2] documentation demonstrating that the violations has been corrected and [3] steps taken to prevent a recurrence of the violations, and/or a rebuttal of the allegations.

Failure to comply and submit the documentation requested in this Notice of Violation may subject you and/or your company to the enforcement provisions of Section 3008 of RCRA, 42 U.S.C. § 6928.

If you have any questions regarding this letter, please contact Mr. Abdool Jabar at (212) 637-4051.

Sincerely yours,



Leonard Voo, Chief
Hazardous Waste Compliance Branch

cc: Russ Brauksieck, Supervisor
Hazardous Waste Compliance Unit
New York State Department of Environmental
Conservation

